

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

SHIELDALLOY METALLURGICAL CORPORATION))	
Petitioner,)	
)	
v.)	
)	No. 11-1449
UNITED STATES NUCLEAR REGULATORY))	
COMMISSION and the)	
)	
UNITED STATES OF AMERICA))	
Respondents.)	
)	

**PETITIONER’S CERTIFICATE AS TO PARTIES, RULINGS
AND RELATED CASES**

Pursuant to the Court’s Order of November 22, 2011, Petitioner Shieldalloy Metallurgical Corporation (“Shieldalloy”) certifies as follows:

1. **Parties**. In addition to Petitioner, parties to this action are Respondents United States Nuclear Regulatory Commission (“NRC”) and the United States of America.

Shieldalloy is a Delaware corporation and is a direct, wholly-owned subsidiary of Metallurg, Inc., a Delaware corporation, and an indirect subsidiary of Metallurg Holdings, Inc., a Delaware corporation. It is also an indirect subsidiary of Metallurg Delaware Holdings Corporation, a privately-

owned holding company, and of AMG Advanced Metallurgical Group N.V., a publicly-owned company.

Shieldalloy is an industrial company that, at its facility in Newfield, New Jersey, manufactured for a number of years metal alloys from ores containing small amounts of uranium and thorium. Shieldalloy has held for many years materials license No. SMB-743 issued by the U.S. Nuclear Regulatory Commission (“NRC”) authorizing it to possess the uranium and thorium at its Newfield facility. Such license has been transferred to the State of New Jersey by order of the NRC.

2. **Ruling Under Review.** The agency action of which review is sought is the NRC’s reinstatement of its transfer of regulatory authority over Shieldalloy’s Newfield, New Jersey facility to the State of New Jersey. Shieldalloy had filed a petition for review with this Court challenging the NRC’s initial transfer of authority over the Newfield Facility to New Jersey in September 2009 and, on November 9, 2010, this Court vacated the transfer and remanded the case to the NRC for further proceedings consistent with the Court’s opinion. *Shieldalloy Metallurgical Corp. v. NRC*, 624 F.3d 489 (D.C. Cir. 2010). The NRC decision reinstating the transfer of authority over the Newfield Facility to New Jersey is set forth in its Memorandum and Order (CLI-11-12, 74 NRC __) (October 12, 2011).

3. **Related Cases.** In *Shieldalloy Metallurgical Corp. v. NRC*, 624 F.3d 489 (D.C. Cir. 2010) this Court reviewed the validity of the NRC's 2009 transfer of authority over the Newfield Facility to New Jersey.

Respectfully submitted,

/S/ Matias F. Travieso-Diaz

Jay E. Silberg
Matias F. Travieso-Diaz
Alison M. Crane
Stephen L. Markus

PILLSBURY WINTHROP SHAW PITTMAN LLP
2300 N Street, N.W.
Washington, D.C. 20037
(202) 663-8000

Counsel for Shieldalloy Metallurgical Corporation

Dated: December 22, 2011

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Petitioner's Certificate as to Parties, Rulings, and Related Cases was filed with the Clerk of the Court using the CM/ECF System this 22nd day of December, 2011.

The following participants in the case who are registered CM/ECF filers will be served through the CM/ECF System:

John Cordes, Jr., Solicitor
Grace H. Kim, Senior Attorney
Office of the General Counsel
U.S. Nuclear Regulatory Commission

In addition, a copy of the foregoing Petitioner's Certificate as to Parties, Rulings, and Related Cases was served by first class mail on the following participant in the case who is not known to be a registered CM/ECF System user:

Eric Holder
Attorney General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

In addition, courtesy copies of the foregoing Petitioner's Certificate as to Parties, Rulings, and Related Cases were served by first class mail on the following non-parties:

Paula T. Dow, Esq.
Attorney General of New Jersey
Andrew W. Reese, Esq.
Deputy Attorney General
New Jersey Office of the Attorney General
Department of Law and Public Safety
25 Market Street
P.O. Box 093
Trenton, NJ 08625-0093

/S/ Matias F. Travieso-Diaz

Matias F. Travieso-Diaz